

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

NIMBUS THERAPEUTICS, LLC and  
NIMBUS LAKSHMI, INC.,

Plaintiffs and  
Counter-defendants,

v.

CELGENE CORPORATION and  
BRISTOL-MYERS SQUIBB COMPANY,

Defendants and  
Counter-claimants.

**Case No. 1:21-cv-6850**

**Civil Action**

STIPULATION OF DISMISSAL WITH PREJUDICE AND [PROPOSED] ORDER

Plaintiffs and Counter-defendants Nimbus Therapeutics, LLC (“Nimbus Therapeutics”) and Nimbus Lakshmi, Inc. (“Nimbus Lakshmi,” and with Nimbus Therapeutics, “Nimbus”), and Defendants and Counter-claimants Celgene Corporation (“Celgene”) and Bristol-Myers Squibb Company (“BMS,” and with Celgene, “Defendants”), by and through their undersigned counsel, pursuant to Rule 41 of the Federal Rules of Civil Procedure, hereby stipulate to the dismissal of this action, including all claims and affirmative defenses asserted by Nimbus against Defendants and all counterclaims and affirmative defenses asserted by Defendants against Nimbus, with prejudice and without award of costs, expenses, or fees to any party. For the avoidance of doubt, upon the entry of this Order, the Preliminary Injunction Order entered on October 14, 2021 (ECF No. 31), will no longer remain in effect.

Dated: January 4, 2022  
New York, New York

Respectfully submitted,

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By: /s/ Yosef J. Reimer (with  
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*Counsel for Defendants and Counter-  
claimants Bristol-Myers Squibb Company and  
Celgene Corporation*

SO ORDERED:

Dated: 1/4/, 2022

A handwritten signature in black ink, appearing to read 'Jed S. Rakoff', is written over a horizontal line.

Hon. Jed S. Rakoff, U.S.D.J.